

### **REMARKS**

This Response and Amendment is filed in response to the Office Action dated October 16, 2007.

Upon entry of this Amendment, claims 3, 4, 6-17, 19-21, 23, 24, 26-30, and 41-44 are pending in this application. By this Amendment, claim 40 is cancelled.

The Examiner has required election of one of the following inventions:

- I. Claim 40
- II. Claim 41
- III. Claim 42

The remaining claims were indicated as being generic, and did not require any further elections. This should include dependent claims 43 and 44, which depend from claims 3 and 17, respectively

The undersigned appreciates the telephone interview with the Examiner on October 22, 2007. In that interview, the undersigned confirmed to the Examiner that independent claim 41 is original allowable dependent claim 11 re-written in independent form to include the subject matter of dependent claim 11 and intervening claim 10. Similarly, independent claim 42 is original allowable dependent claim 23 re-written in independent form to include the subject matter of dependent claim 23 and intervening claim 22. The Examiner acknowledged that the inventions set forth in claims 41 and 42 are appropriate for consideration together in light of the common subject matter. The Examiner advised the undersigned that independent claim 40, which was original dependent claim 8 re-written in independent form, was not appropriate for consideration with the invention of claims 41 and 42. Therefore, the Examiner agreed that claims 41 and 42 could be elected together for further prosecution if claim 40 was cancelled.

Based on the results of the interview, the Applicant hereby elects claims 41 and 42 for continued prosecution, and has cancelled claim 40 with leave for filing a divisional application in the future. The Examiner has asked the undersigned to note that the election is made without traverse with regard to the cancellation of claim 40, but with traverse regarding the restriction

between claims 41 and 42. The Examiner indicated his agreement with the traversal and that claims 41 and 42 would be properly considered together.

Furthermore, the Examiner has asked the undersigned to request that further questions regarding this election, or regarding any updated search be the subject of a future telephone conference. Therefore, the Applicant kindly requests that the Examiner telephone the undersigned in the event a telephone discussion would be helpful in advancing the prosecution of the present application.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Richard L. Kaiser". The signature is fluid and cursive, with the first name "Richard" and last name "Kaiser" clearly distinguishable.

Richard L. Kaiser  
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